

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

9 BATTLE MOUNTAIN BAND of the TE-
MOAK TRIBE OF WESTERN
10 SHOSHONE INDIANS,

Plaintiff,

12 | v.

13 U.S. BUREAU OF LAND MANAGEMENT,
and JILL SILVEY, in her official capacity as
14 Bureau of Land Management Elko District
Manager,

Defendant.

|| and

CARLIN RESOURCES, LLC,

Defendant-Intervenor and Crossclaimant

Case No.: 3:16-cv-0268 LRH-WGC

**ORDER GRANTING MOTION
FOR THIRTY (30) DAY
EXTENSION [SECOND
REQUEST]**

22 Plaintiffs, the Battle Mountain Band of Te-Moak Tribe of Western Shoshone Indians (“the
23 Band”), Federal Defendants, U.S. Bureau of Land Management, et.al., and Defendant-
24 Intervenor/Cross Claimant Carlin/Hecla file this joint status report on settlement and motion for
25 one final extension by 30 days of the deadlines set by this Court on March 31, 3023.

On March 3, 2023 the Court issued a notice that if no action was taken by the Plaintiff within 30 days, the Court would dismiss this matter for want of prosecution. On that same date,

1 the Court issued an order denying the Federal Defendant and Carlin/Hecla's motions for summary
2 judgment, subject to reinstatement upon submission of good cause.

3 On March 30, 2023 the parties jointly moved to extend both deadlines for an additional 30
4 days, until May 3, 2023. On March 31, 2023, an Order was entered, granting the additional 30-day
5 extension to May 3, 2023.

6 Carlin Resources has reached agreement with BLM that it is willing to dismiss its claims
7 if the Band is willing to dismiss its claims. However, the Band requires an additional thirty (30)
8 days to June 2, 2023, time for the Band's governing body to consider the proposal.

9 Dated this 3 May 2023.

10 By: /s/ Laura K. Granier
11 Laura K. Granier (Nevada Bar No. 7357)
12 Erica K. Nannini (Nevada Bar No. 13922)
13 Holland & Hart LLP
14 5441 Kietzke Lane, Suite 200
15 Reno, NV 89511-2094
16 Tel: 775-327-3000
17 lkgranier@hollandhart.com
18 eknannini@hollandhart.com
19 *Attorneys for Carlin Resources, LLC*

20 TODD KIM
21 Assistant Attorney General

22 /s/ Peter K. Dykema
23 Peter Kryn Dykema (DC Bar 419349)
24 Senior Trial Attorney
25 U.S. Department of Justice
26 Environmental and Natural Resources Division
27 Natural Resources Section
28 Telephone: (202)305-0436
Facsimile: (202)305-0506

Standard Mail and Express Mail:
4 Constitution Square
150 M Street, N.E.
Washington, D.C. 20002

Peter.dykema@usdoj.gov
Attorney for Federal Defendants

1 PATTERSON EARNHART REAL BIRD &
2 WILSON LLP
3

4 /s/ Jeffrey S. Rasmussen
5 Jeffrey S. Rasmussen
6 1900 Plaza Drive
7 Louisville, Colorado 80027
8 Telephone: 303-926-5292
9 Facsimile: 303-926-5293
10 Email Address:
11 jrasmussen@nativelawgroup.com
12 *Attorneys for Plaintiff*
13

14 **ORDER**
15

16 IT IS SO ORDERED.
17

18 DATED this 8th day of May, 2023.
19

20 
21 LARRY R. HICKS
22 UNITED STATES DISTRICT JUDGE
23
24
25
26
27
28